

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**JOHN P. HICKS,**

**Plaintiff,**

**-vs-**

**Case No. 3:08-cv-0056**

**A.G. WAGNER, et al.,**

**District Judge Thomas M. Rose**

**Defendant**

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**ENTRY AND ORDER OVERRULING OBJECTIONS (DOC. #6) AND ADOPTING REPORT  
AND RECOMMENDATIONS (DOC. #5)**

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This matter is before the Court pursuant to Objections (Doc. #6) filed by Plaintiff John P. Hicks, on July 31, 2008, to the Report and Recommendations (Doc. #5) of Magistrate Judge Sharon L. Ovington, filed July 16, 2008.

The Court has reviewed the comprehensive findings of the Magistrate Judge and pursuant to 28 U.S.C. §636(b) and Fed. R. Civ. P. 72(b), this District Judge has made a de novo review of the record in this case. Upon consideration of the foregoing, the Court finds the Objections (Doc. #6) are not well taken and are hereby OVERRULED.

Accordingly, the Chief Magistrate Judge's Report and Recommendations (Doc. #5) are ADOPTED in their entirety.

IT IS ORDERED and ADJUDGED that Plaintiff's Objections (Doc. #6) are DENIED.

IT IS SO ORDERED.

August 1, 2008

**\*S/THOMAS M. ROSE**

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THOMAS M. ROSE  
UNITED STATES DISTRICT JUDGE